

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable Thomas A. Harris, Associate Justice; Honorable Herbert I. Levy, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Robert Abilez, Deputy Clerk.

F025642 People v. Sutton

Cause called and argued by Matthew Alger, Esq., counsel for appellant. Clayton S. Tanaka, Esq., Deputy Attorney General, counsel for respondent waived oral argument.

Cause ordered submitted.

F025865 People v. Lopez

Cause called and argued by Suzanne H. Paboojian, Esq., counsel for appellant. Edgar A. Kerry, Esq., Deputy Attorney General, counsel for respondent waived oral argument.

Cause ordered submitted.

The court reconvened in its courtroom at 1:30 P.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable Thomas A. Harris, Associate Justice; Honorable Herbert I. Levy, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Lisa Prosser, Deputy Clerk.

F026590 Rupert, et al., v. San Joaquin Valley Railroad

Cause called and argued by Timothy R. Sullivan, Esq., counsel for appellant and by Stuart B. Esner, Esq., counsel for respondent.

Cause ordered submitted.

F023260 Cullers, etc., v. Fresno Unified School District; Ward Construction Co.

Cause called and argued by Mark L. Creede, Esq., counsel for appellant and by Dwaine L. Chambers, Esq., counsel for respondent waived oral argument and by Darryl J. Horowitt, Esq., counsel for real party.

Cause ordered submitted.

Court recessed until Thursday, November 13, 1997 at 10:00 A.M.

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F026923 People v. Johnson

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F026440 People v. Garcia

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F027760 People v. Smith

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F027140 People v. Collom

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F026550 People v. Rodriguez

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F027034 People v. Jiminez

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F025382 People v. Frausto

The judgment is affirmed with modifications. Buckley, J.

We concur: Dibiaso, Acting P.J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F026934 In re Wayne S., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F026571 People v. Quirino

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F029031 Stanphill v. Superior Court, Fresno County; Fresno County Department of Social Services

The petition for extraordinary writ is denied.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F026502 People v. Erakat

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F027184 People v. Hicks

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F024647 County of Stanislaus etc. v. Gibbs

The judgment is reversed. Wiseman, J.

We concur: Ardaiz, P.J.; Vartabedian, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F027354 People v. Shannon

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F027284 People v. Solorzano

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F026694 People v. Shoemake

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is

F027946 In re Lavona J., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.